

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Jean Paul Lozada	Team: Squad #2	CCRB Case #: 202101747	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Sunday, 03/07/2021 7:47 PM, Sunday, 03/07/2021 8:05 PM	Location of Incident: Cleveland Street and New Lots Avenue, and the PSA 2 stationhouse	Precinct: 75	18 Mo. SOL 9/7/2022	EO SOL 9/7/2022	
Date/Time CV Reported Tue, 03/09/2021 12:00 AM	CV Reported At: IAB	How CV Reported: E-mail	Date/Time Received at CCRB Wed, 03/17/2021 10:25 AM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POF Dominique Armenio	18629	961626	PSA 2
2. POM Joseph Sorrentino	15954	957890	PSA 2
3. POF Taylor Corcoran	05130	964456	075 PCT
4. POM Griffin Rosen	31291	954298	PSA 2
5. POM Steve Torres	17913	959310	075 PCT
6. Officers			
7. SGT Jonathan Grajales	01570	952807	PSA 2
8. POM Mohamed Eldiasty	03051	954765	075 PCT
9. An officer			

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Daneshwar Sukhra	15028	966356	075 PCT
2. POM Warren Hutchinson	21648	954952	075 PCT
3. POM Dynel Powell	09095	940544	PSA 2
4. POM Michael Lagattolla	28165	955036	075 PCT
5. SGT Edward Thompson	05562	942609	075 PCT
6. POM Michael Amello	17857	949999	075 PCT
7. POM Lester Haynes	07304	954922	075 PCT
8. POM Joseph Reyes	01060	955373	075 PCT
9. POM John Funk	10314	954830	PSA 2
10. LT Christophe Carlsen	00000	947998	SRG 3
11. POM James Humpf	20489	953979	PSA 2
12. POF Gisel Marciano	23855	963133	PSA 2

Witness Officer(s)	Shield No	Tax No	Cmd Name
13. POM Adrian Zielinski	20521	959408	SRG 3
14. POM Kevin Thomas	24437	942919	BKLN CT
15. SGT Kyle Murcott	04984	954164	PSA 2
16. POM Luis Naranjo	29890	940499	075 PCT
17. POM Christophe Langon	24565	954043	PSA 2
18. POM Vincent Turton	08728	942629	075 PCT
19. POM Steve Orellana	07050	965819	PSA 2
20. POF Jessica Martinez	10199	953058	PSA 2
21. POF Jessica Rodriguez	09853	955398	PSA 2
22. POM Justin Tafuro	13834	955554	075 PCT
23. LT Kevin Walsh		919845	
24. POM Dominick Scotto	16621	958063	SRG 3
25. PO Allen Rice	09254	944933	SRG 3
26. LT Richard Polanco	00000	947361	077 PCT
27. PO Joshua Ganshaw	08463	966072	075 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Joseph Sorrentino	Discourtesy: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino spoke discourteously to § 87(2)(b)	
B.POM Griffin Rosen	Abuse: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Griffin Rosen searched the vehicle in which § 87(2)(b) were occupants.	
C.POM Joseph Sorrentino	Abuse: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino searched the vehicle in which § 87(2)(b) and § 87(2)(b) were occupants.	
D.POM Joseph Sorrentino	Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino used physical force against § 87(2)(b)	
E.POM Griffin Rosen	Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Griffin Rosen used physical force against § 87(2)(b)	
F.POF Dominique Armenio	Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Dominique Armenio used physical force against § 87(2)(b)	
G.POF Taylor Corcoran	Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Taylor Corcoran used physical force against § 87(2)(b)	
H.POM Griffin Rosen	Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Griffin Rosen used physical force against § 87(2)(b)	
I.POM Joseph Sorrentino	Abuse: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino interfered with § 87(2)(b)'s use of a recording device.	
J.POM Joseph Sorrentino	Off. Language: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino made remarks to § 87(2)(b) based upon the gender of § 87(2)(b)	

Officer(s)	Allegation	Investigator Recommendation
K.POM Joseph Sorrentino	Discourtesy: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino spoke discourteously to § 87(2)(b)	
L.POM Joseph Sorrentino	Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino used physical force against § 87(2)(b)	
M.POM Joseph Sorrentino	Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino used a chokehold against § 87(2)(b)	
N.POM Joseph Sorrentino	Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino restricted § 87(2)(b)'s breathing.	
O.POM Joseph Sorrentino	Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino used physical force against § 87(2)(b)	
P.POM Joseph Sorrentino	Discourtesy: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino spoke discourteously to § 87(2)(b)	
Q.POM Steve Torres	Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Steve Torres used physical force against § 87(2)(b)	
R. Officers	Force: At Cleveland Street and New Lots Avenue in Brooklyn, officers used physical force against § 87(2)(b)	
S. Officers	Force: At Cleveland Street and New Lots Avenue in Brooklyn, officers restricted § 87(2)(b)'s breathing.	
T. Officers	Force: At Cleveland Street and New Lots Avenue in Brooklyn, officers restricted § 87(2)(b)'s breathing.	
U.POM Mohamed Eldiasty	Abuse: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Mohamed Eldiasty threatened § 87(2)(b) with the use of force.	
V.POM Mohamed Eldiasty	Abuse: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Mohamed Eldiasty threatened § 87(2)(b) with the use of force.	
W. An officer	Force: At Cleveland Street and New Lots Avenue in Brooklyn, an officer used a non-lethal restraining device on § 87(2)(b)	
X. An officer	Force: At Cleveland Street and New Lots Avenue in Brooklyn, an officer used a non-lethal restraining device on § 87(2)(b)	
Y.SGT Jonathan Grajales	Discourtesy: At Cleveland Street and New Lots Avenue in Brooklyn, Sergeant Jonathan Grajales spoke discourteously to § 87(2)(b)	
Z.SGT Jonathan Grajales	Off. Language: At Cleveland Street and New Lots Avenue in Brooklyn, Sergeant Jonathan Grajales made remarks to § 87(2)(b) based upon the gender of § 87(2)(b)	
2A.POM Steve Torres	Abuse: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Steve Torres sexually assaulted § 87(2)(b)	
2B.POM Steve Torres	Discourtesy: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Steve Torres spoke discourteously to § 87(2)(b)	

Officer(s)	Allegation	Investigator Recommendation
2C. Officers	Abuse: At Cleveland Street and New Lots Avenue in Brooklyn, officers sexually humiliated § 87(2)(b)	
2D.SGT Jonathan Grajales	Discourtesy: At the PSA 2 stationhouse, Sergeant Jonathan Grajales spoke discourteously to § 87(2)(b)	
2E.POM Joseph Sorrentino	Force: At the PSA 2 stationhouse, Police Officer Joseph Sorrentino tightly handcuffed § 87(2)(b)	
2F.SGT Jonathan Grajales	Abuse: At the PSA 2 stationhouse, Sergeant Jonathan Grajales did not obtain medical treatment for § 87(2)(b)	
2G. Officers	Abuse: At the PSA 2 stationhouse, officers did not obtain medical treatment for § 87(2)(b)	
2H. An officer	Abuse: At the PSA 2 stationhouse, an officer searched § 87(2)(b)'s recording device.	
2I. An officer	Abuse: At the PSA 2 stationhouse, an officer searched § 87(2)(b)'s recording device.	
2J. An officer	Abuse: At the PSA 2 stationhouse, an officer deleted information on § 87(2)(b)'s electronic device.	
2K. An officer	Abuse: At the PSA 2 stationhouse, an officer deleted information on § 87(2)(b)'s electronic device.	

Case Summary

On March 9, 2021, witness § 87(2)(b) filed this complaint on behalf of his relatives § 87(2)(b) and § 87(2)(b) -old § 87(2)(b) with the Internal Affairs Bureau via e-mail, generating IAB log number 2021-05698. IAB forwarded this complaint to the CCRB, where it was received on March 17, 2021, under IAB log number 2021-05883 (Board Review 01).

On March 7, 2021, at approximately 7:47 p.m., Sergeant Joseph Grajales and Police Officers Joseph Sorrentino, Griffin Rosen, and Dominique Armenio of PSA 2 pulled over a Honda Accord being driven by § 87(2)(b) at Cleveland Street and New Lots Avenue in Brooklyn for driving recklessly and for having illegal tints and license plate covers on the vehicle. § 87(2)(b)'s wife § 87(2)(b) mother § 87(2)(b) sister § 87(2)(b) brother § 87(2)(b) and children § 87(2)(b) and § 87(2)(b) were all inside the five-passenger sedan. Police Officer Sorrentino allegedly said, "Motherfucker, put the car in park," and used numerous additional profanities throughout the incident toward § 87(2)(b) (**Allegation A – Discourtesy: Word, § 87(2)(g)**). § 87(2)(b) refused to comply with multiple orders to shift into park and exit the vehicle, and the vehicle's occupants began screaming over each other. Police Officer Rosen reached into the car and shifted it into park, and Police Officer Sorrentino reached into the car and removed the keys from the ignition (**Allegations B and C – Abuse of Authority: Vehicle Search, § 87(2)(g)**). Police Officer Sorrentino and Police Officer Rosen allegedly punched § 87(2)(b) while he was seated in the vehicle (**Allegations D and E – Force: Physical Force, § 87(2)(g)**). Police Officer Armenio pulled § 87(2)(b) from the passenger seat, and she and Police Officer Taylor Corcoran of the 75th Precinct brought § 87(2)(b) down to the ground and handcuffed her (**Allegations F and G – Force: Physical Force, § 87(2)(g)**). § 87(2)(b) exited the vehicle and ran toward § 87(2)(b) and Police Officer Rosen pushed her back and allegedly kicked her (**Allegation H – Force: Physical Force, § 87(2)(g)**). § 87(2)(b) filmed the incident from the back seat, and Police Officer Sorrentino knocked her phone from her hand (**Allegation I – Abuse of Authority: Interference with Recording, § 87(2)(g)**). § 87(2)(b) entered the passenger seat and passed § 87(2)(b) to § 87(2)(b) while officers were still attempting to remove § 87(2)(b) from the vehicle, and Police Officer Sorrentino said, "Get out the car, bitch. Get the fuck out the fucking car." (**Allegation J – Discourtesy: Word, Allegation K – Offensive Language: Gender, § 87(2)(g)**). Police Officer Sorrentino allegedly punched § 87(2)(b) in her forehead while she was in § 87(2)(b)'s lap (**Allegation L – Force: Physical Force, § 87(2)(g)**). Police Officer Sorrentino removed § 87(2)(b) from the vehicle (**within Allegation D**) and allegedly choked § 87(2)(b) by grabbing his throat (**Allegations M and N – Force: Chokehold, Restricted Breathing, § 87(2)(g)**). § 87(2)(b) approached § 87(2)(b) and Police Officer Sorrentino pushed her back and said, "Get out of my fucking way" (**Allegations O and P – Force: Physical Force, Discourtesy: Word, § 87(2)(g)**). § 87(2)(b) continued approaching § 87(2)(b) and punched Police Officer Steve Torres of the 75th Precinct, who brought her down to the ground (**Allegation Q – Force: Physical Force, § 87(2)(g)**). Sergeant Grajales took § 87(2)(b) from § 87(2)(b)'s arms, and Police Officer Sorrentino, Police Officer Rosen, and several other officers then brought § 87(2)(b) down to the ground (**within Allegations D and E; Allegation R – Force: Physical Force, § 87(2)(g)**). Unknown officers allegedly placed their knees in § 87(2)(b)'s and § 87(2)(b)'s backs while they were on the ground being handcuffed, restricting their breathing (**Allegations S and T – Force: Restricted Breathing, § 87(2)(g)**). Police Officer Mohamed Eldiasty of the 75th Precinct aimed his Taser at § 87(2)(b) and § 87(2)(b) deployed warning arcs, and said, "Put your hands behind your back before you get Tased" (**Allegations U and V – Abuse of Authority: Threat of Force, § 87(2)(g)**). (An) unknown officer(s) allegedly discharged a Taser against § 87(2)(b) and § 87(2)(b) (**Allegations W and X – Force: Non-Lethal Restraining Device, § 87(2)(g)**).

§ 87(2)(b) and § 87(2)(b) were handcuffed and placed under arrest for charges including § 87(2)(b)

§ 87(2)(b) (Board Review 02). § 87(2)(b) said, § 87(2)(b) [s] right there with this bitch-ass police officer,” and Sergeant Grajales responded, “Yeah, because you fucking stupid parents won’t come out the car. You don’t respect your little girl,” and allegedly called § 87(2)(b) a “bitch” (**Allegation Y – Discourtesy: Word, § 87(2)(g); Allegation Z – Offensive Language: Gender, § 87(2)(g)**). Police Officer Torres allegedly rubbed his pelvis against § 87(2)(b)’s buttocks, and when she asked him to back up, he allegedly replied that he was “not doing shit” (**Allegations AA and AB – Abuse of Authority: Sexual Assault, Discourtesy: Word; § 87(2)(g)**). § 87(2)(b)’s pants had fallen in the midst of the struggle, and his sexual organs were allegedly exposed, but no officer lifted his pants (**Allegation AC – Abuse of Authority: Sexual Humiliation, § 87(2)(g)**).

At the PSA 2 stationhouse, Sergeant Grajales allegedly said to § 87(2)(b) “You caused this, dummy. The ACS is going to take your kids now” (**Allegation AD – Discourtesy: Word, § 87(2)(g)**). Police Officer Sorrentino allegedly tightened § 87(2)(b)’s handcuffs after § 87(2)(b) complained they were too tight (**Allegation AE – Force: Handcuffs Too Tight, § 87(2)(g)**). § 87(2)(b) allegedly requested medical attention, and Sergeant Grajales told him he did not need any (**Allegation AF – Abuse of Authority: Refusal to Obtain Medical Treatment, § 87(2)(g)**). § 87(2)(b) allegedly requested medical attention from unknown officers but did not receive any (**Allegation AG – Abuse of Authority: Refusal to Obtain Medical Treatment, § 87(2)(g)**). Officers allegedly deleted videos filmed by § 87(2)(b) and § 87(2)(b) from their cell phones (**Allegations AH, AI, AJ, and AK: Abuse of Authority – Search of Recording Device, Electronic Device Information Deletion; § 87(2)(g)**).

Body-worn camera (BWC) footage was obtained from the BWCs of Police Officer Sorrentino, Police Officer Rosen, Police Officer Armenio, Sergeant Grajales, Police Officer Corcoran, Police Officer Torres, and Police Officer Eldiasty, as well as numerous additional officers who responded to the scene. These videos are linked to IA#60 (Board Review 03), and the BWC videos discussed in this report are summarized in IA#s 102, 103, 104, 106, 109, 124, and 128 (Board Review 04-10). A video provided by Police Officer Torres, shot by an unidentified bystander, that captures the incident and was posted to Snapchat is linked to IA#203 (Board Review 11) and summarized in IA#237 (Board Review 12). Another video filmed by an unidentified bystander is linked to IA#04 (Board Review 13) and summarized in IA#247 (Board Review 14).

Findings and Recommendations

Allegation (A) Discourtesy: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino spoke discourteously to § 87(2)(b)

Allegation (B) Abuse of Authority: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Griffin Rosen searched the vehicle in which § 87(2)(b)

and § 87(2)(b) were occupants.

Allegation (C) Abuse of Authority: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino searched the vehicle in which § 87(2)(b)

and § 87(2)(b) were occupants.

Allegation (D) Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino used physical force against § 87(2)(b)

Allegation (E) Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Griffin Rosen used physical force against § 87(2)(b)

Allegation (M) Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino used a chokehold against § 87(2)(b)

Allegation (N) Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino restricted § 87(2)(b)'s breathing.

Allegation (R) Force: At Cleveland Street and New Lots Avenue in Brooklyn, officers used physical force against § 87(2)(b)

Allegation (S) Force: At Cleveland Street and New Lots Avenue in Brooklyn, officers restricted § 87(2)(b)'s breathing.

§ 87(2)(b) and § 87(2)(b) were interviewed on May 26, 2021 (Board Review 15, 16). § 87(2)(b) and § 87(2)(b) were interviewed on August 10, 2021 (Board Review 17, 18). Police Officers Sorrentino and Rosen were interviewed on February 10, 2022 (Board Review 19, 20). Sergeant Grajales was interviewed on March 8, 2022 (Board Review 21). Police Officer Armenio was interviewed on March 14, 2022 (Board Review 22). Police Officer Corcoran was interviewed on April 21, 2022. Police Officer Torres was interviewed on April 28, 2022 (Board Review 23).

§ 87(2)(b) stated that he was driving on Cleveland Street without committing any traffic infractions. He noted that he has a tint permit for his rear windows, which are darker than the legal limit. § 87(2)(b) was in the front passenger seat and § 87(2)(b) and § 87(2)(b) were all in the backseat. § 87(2)(b) passed an unmarked police vehicle on Cleveland Street and then noticed this vehicle following and tailgating him without its lights or sirens. § 87(2)(b) stopped at the stop sign at Hegeman Avenue and intended to let the police vehicle pass him, but it remained behind him without activating its lights or sirens. § 87(2)(b) proceeded through the stop sign, and then halfway down the next block, he noticed that the police vehicle had its lights and sirens activated. Nothing was announced over the police vehicle's loudspeaker. § 87(2)(b) immediately pulled over, and the unmarked vehicle stopped in front of § 87(2)(b)'s vehicle. Police Officers Sorrentino, Rosen, and Armenio and Sergeant Grajales exited the police vehicle and approached § 87(2)(b)'s vehicle. Police Officer Rosen told § 87(2)(b) to put his car in park once or twice. § 87(2)(b) kept his hands on the steering wheel and did not reach anywhere within the vehicle, except to roll down all the windows with his left hand. § 87(2)(b) asked what happened and why he should put the car in park. Approximately one to two seconds later, Police Officer Sorrentino said, "Motherfucker, put the car in park," opened § 87(2)(b)'s door, shifted the car into park, removed the keys from the ignition, and started punching § 87(2)(b)'s face and kicking his knee and shoulders while he was still holding onto the steering wheel. Police Officer Sorrentino punched § 87(2)(b) approximately five to six times in rapid succession "like he was fighting somebody." § 87(2)(b) did not remove his hands from the steering wheel while he was being struck. Police Officer Rosen opened § 87(2)(b)'s door, reached over § 87(2)(b) and punched § 87(2)(b) too. § 87(2)(b) asked what he did wrong and said he did not deserve such treatment, and Police Officer Sorrentino said, "I don't give a fuck," and continued to hit § 87(2)(b). § 87(2)(b) climbed into the front seat, and § 87(2)(b) held her with his right arm. § 87(2)(b) said he had a baby with him, and Police Officer Sorrentino said, "I don't give a fuck about the baby." § 87(2)(b) did not know how many times in total he was punched while he was still inside the car. Police Officer Sorrentino handcuffed one of § 87(2)(b)'s arms and pulled him out of the vehicle, and Sergeant Grajales took § 87(2)(b) away from § 87(2)(b). With the assistance of other officers, Police Officer Sorrentino kicked § 87(2)(b)'s feet out from underneath him and pushed him, causing him to fall to the floor and land on his face and knee. Numerous officers placed knees all over § 87(2)(b)'s back, but § 87(2)(b) could not see whose knees they were because he was face-down. § 87(2)(b) was running out of breath and believed he was going to die. § 87(2)(b) placed his hands behind his back, and an officer handcuffed his other arm. § 87(2)(b) said he could not breathe, and the officers "eased up off of" § 87(2)(b) after kneeling on his back for an unknown amount of time.

§ 87(2)(b) was seated in the passenger seat when § 87(2)(b)'s vehicle was stopped. She stated that the police vehicle closely followed § 87(2)(b)'s vehicle but did not activate its lights or sirens. The police vehicle pulled in front § 87(2)(b)'s vehicle, and the officers exited their vehicle and ordered § 87(2)(b) to shift into park. Before § 87(2)(b) had a chance to comply, Police Officer Rosen reached through § 87(2)(b)'s window and shifted the car into park. Police Officer Sorrentino then reached through § 87(2)(b)'s window, turned the engine off, and removed the key from the ignition without first asking for them. Police Officer Sorrentino then started punching § 87(2)(b)'s face and kicking his knee while § 87(2)(b)'s hands were on the steering wheel, and Police Officer Rosen reached over § 87(2)(b) to punch § 87(2)(b). The officers punched § 87(2)(b) many times in rapid succession, and § 87(2)(b) was not moving while he was being struck. Police Officer Sorrentino "forced" § 87(2)(b) out of the vehicle, and Sergeant Grajales took § 87(2)(b) from § 87(2)(b)'s arms. Unknown officers then crowded around § 87(2)(b) and "threw" him down to the ground by "jump[ing] on top of him." § 87(2)(b) did not recall whether § 87(2)(b) was moving his body before he was brought down to the ground, and she could only see his motionless legs while he was on the ground. § 87(2)(b) heard § 87(2)(b) yell, "I can't breathe, I can't breathe!" while the officers were "on top of" him. She believed he had difficulty breathing because the officers were "on top of" him and applying pressure to his back with their knees.

§ 87(2)(b) stated that as § 87(2)(b) was shifting the car into park, Police Officer Sorrentino came to his door and immediately started punching him in the face, stomping on his legs and feet, and grabbing his shirt without giving him any commands or saying anything else. Police Officer Sorrentino punched § 87(2)(b) many times in rapid succession, opened his door, pulled him out of the vehicle, and continued punching him in his side. Police Officer Sorrentino then wrapped both of his hands around § 87(2)(b)'s neck. § 87(2)(b) stood still and yelled that he could not breathe, but Police Officer Sorrentino continued choking him. An unknown officer then handcuffed § 87(2)(b) and brought him down to the ground. Unknown officers then placed their knees in § 87(2)(b)'s back for "a couple of" seconds. § 87(2)(b) continued to say that he could not breathe.

§ 87(2)(b) stated that Police Officer Sorrentino punched § 87(2)(b) in his shoulder and face within seconds of arriving at his window. Police Officer Sorrentino yelled for § 87(2)(b) to shift the car into park, and § 87(2)(b) attempted to comply, but Police Officer Sorrentino continued to punch him. After § 87(2)(b) shifted the car into park, Police Officer Sorrentino and Police Officer Rosen pulled § 87(2)(b) out of the vehicle, and Police Officer Sorrentino continued punching him and choked him by grabbing his throat while bracing his body against the car with his knee for approximately one minute. § 87(2)(b) shouted, "Mommy, I can't breathe." § 87(2)(b) was handcuffed, and then Police Officer Sorrentino and three to four other officers brought him down to the ground by tripping him. § 87(2)(b) landed on his face, and the officers continued to "beat" § 87(2)(b).

In Police Officer Armenio's BWC footage (Board Review 06), at runtime 00:10, the police vehicle's turret lights are seen reflecting off nearby buildings as the vehicle approaches the intersection of Cleveland Street and Hegeman Avenue, one block away from the incident location at Cleveland Street and New Lots Avenue. At runtime 00:40, Sergeant Grajales, who is seated in the front passenger seat, appears to address § 87(2)(b) over the police vehicle's loudspeaker, but the footage has no audio at this moment. At runtime 00:51 the police car pulls up beside § 87(2)(b)'s car at a red light. As the officers exit, it appears that § 87(2)(b)'s car is in the normal lane of traffic, behind at least one other car stopped at the red light.

In Police Officer Sorrentino's BWC footage (Board Review 04), at runtime 00:55, Police Officer Sorrentino exits the police vehicle and approaches § 87(2)(b)'s door, and the officers tell § 87(2)(b) multiple times to put the car in park. The vehicle's occupants yell over each other indistinctly and continue to do so throughout the incident. At runtime 01:17, Police Officer Sorrentino says, "Put the fucking car in park." At runtime 01:28, Police Officer Sorrentino reaches into the car and grabs § 87(2)(b)'s shoulder/jacket with his left hand. He tells § 87(2)(b) to shift into park and give him his hands. At runtime 01:44, Police Officer Sorrentino opens § 87(2)(b)'s door, leans into the car, and removes the keys from the ignition. § 87(2)(b) says, "Yo, stop touching me. Get out of here, man." Police Officer Sorrentino then exits the vehicle and says, "Get out of the car" five times. At runtime 02:00, Police Officer Sorrentino reaches into the car and appears to grab § 87(2)(b)'s left arm. A scuffle ensues, and the lens becomes partially obscured. Police Officer Sorrentino grabs § 87(2)(b)'s leg, and then grabs his jacket, all while telling him to get out of the car. § 87(2)(b) starts flailing his body, and Police Officer Sorrentino appears to grapple with him. The BWC's lens moves around and is partially obscured. At runtime 02:19, Police Officer Sorrentino says, "Get the fuck out the car." Police Officer Sorrentino grabs § 87(2)(b)'s jacket, and then § 87(2)(b) begins wildly swinging his body while screaming for Police Officer Sorrentino to let go of him (It is during this period that, Police Officer Sorrentino alleged, as will be discussed later, that § 87(2)(b) punched him, grabbed his jacket, and reached towards his throat. However, due to the rapid movements of both of them and the BWC, their respective movements are hard to discern clearly and it is unclear whether any punches are thrown during this sequence by either of them). At 02:39, Police Officer Sorrentino says, "Motherfucker grabbed me!" At runtime 03:00, § 87(2)(b) is seen holding § 87(2)(b) in his lap. Officers grab § 87(2)(b)'s left arm and tell him and § 87(2)(b) who is now in the front passenger seat, to get out the car. At runtime 03:20, Police Officer Sorrentino and Police Officer Rosen pull § 87(2)(b) out of the car while he is holding § 87(2)(b). The officers repeatedly order § 87(2)(b) to let go of § 87(2)(b). At runtime 03:52, Police Officer Sorrentino grabs § 87(2)(b)'s leg, and then his BWC falls to the ground with the lens up. Police Officer Sorrentino picks up his BWC at runtime 05:12, at which point § 87(2)(b) has already been handcuffed.

In Police Officer Rosen's BWC footage (Board Review 05), at runtime 01:13, § 87(2)(b)'s window rolls down, and Sergeant Grajales tells § 87(2)(b) three times to shift into park. At runtime 01:22, and again at 01:30, Police Officer Rosen reaches through § 87(2)(b)'s door, but what he does is unclear. § 87(2)(b) screams, "Don't fucking touch him!" At 01:48, Police Officer Rosen says, "Get out of the car" twice. No one exits the car. At runtime 01:57, Police Officer Sorrentino removes the key from the ignition. At runtime 02:07, Police Officer Rosen walks around to the driver side of the vehicle, and Police Officer Sorrentino appears to grapple with § 87(2)(b). At runtime 02:13, Police Officer Sorrentino appears to punch § 87(2)(b) in his side, and at 02:31, they continue to grapple. At runtime 02:36, § 87(2)(b)'s hand reaches toward Police Officer Sorrentino's neck or chest. At 02:45, Police Officer Sorrentino says, "Motherfucker grabbed me!" § 87(2)(b) and § 87(2)(b) are seen in the front seat of the car. Police Officer Sorrentino continues to grapple with § 87(2)(b) who is still in the driver's seat. At 03:27, Police Officer Rosen pulls § 87(2)(b) out of the car while he is carrying § 87(2)(b). The BWC's lens is then obstructed. § 87(2)(b) is heard saying, "Let go of the baby!" Officers are heard saying, "Let go of your daughter," and, "Let the baby go." At 04:07, Police Officer Rosen and other officers attempt to bring § 87(2)(b) who no longer has § 87(2)(b) down to the ground. Police Officer Rosen says, "Take him down, take him down." § 87(2)(b) remains standing while the officers are grappling with him. § 87(2)(b) eventually falls to the ground and is on his knees as the officers attempt to handcuff him. At 04:52, § 87(2)(b) says, "I can't breathe," while he is on his knees and the officers are attempting to handcuff him. § 87(2)(b) then appears to fall onto his right side. At runtime 05:04, Police Officer Rosen handcuffs § 87(2)(b) while he is on the ground. At no point does any officer appear to place a knee into § 87(2)(b)'s back.

§ 87(2)(b)'s arrest report (Board Review 02) states that, after officers stopped his vehicle in regard to a plate cover, tints, and reckless driving, he did not comply with police officers, including to put the car in park. § 87(2)(b) punched an officer in the face and actively resisted arrest by flailing his arms and refusing to be handcuffed. A search incident to his arrest recovered a Taser.

Police Officer Sorrentino stated that he and his partners attempted to pull over § 87(2)(b) after seeing him driving recklessly with dark tinted windows and an illegal license plate cover. The officers activated their lights and sirens and followed § 87(2)(b) who refused to pull over and continued driving "a few blocks" before having to stop behind vehicles that were stopped at a red light at Cleveland Street and New Lots Avenue. Police Officer Sorrentino and Police Officer Armenio exited the police vehicle and approached § 87(2)(b)'s door and attempted to explain the reason for the stop, and all of the vehicle's occupants began screaming at the officers. The officers ordered § 87(2)(b) to shift his car into park, and § 87(2)(b) refused to comply and continued to scream and curse. Police Officer Rosen reached into the vehicle from the passenger side and shifted it into park. Police Officer Sorrentino then reached into the vehicle through § 87(2)(b)'s open door and removed the keys from the ignition so § 87(2)(b) would not drive away when the light turned green. The officers ordered § 87(2)(b) to exit the vehicle, but he refused to comply. Police Officer Sorrentino then "physically tried to extract" § 87(2)(b) from the car, and he resisted by "clenching up," holding onto the steering wheel, and pressing his feet against the floor. Police Officer Sorrentino and Police Officer Rosen unsuccessfully tried to "pry" § 87(2)(b)'s arms from the wheel and his legs from the footrest. Police Officer Sorrentino punched § 87(2)(b)'s arms and kicked his legs an unknown number of times in order to free them, but he was still unsuccessful. Police Officer Sorrentino did not believe he punched § 87(2)(b) in his face, but he noted, "Hands were flying, who knows?" Police Officer Sorrentino was unaware of any other officer punching § 87(2)(b). § 87(2)(b) punched Police Officer Sorrentino once in the face (he testified that this occurred at runtime 02:29 of his BWC footage), resulting in a laceration below his bottom lip. Police Officer Sorrentino continued to try to remove § 87(2)(b) from the vehicle in the same manner. § 87(2)(b) grabbed Police Officer Sorrentino's jacket and then reached toward his throat in an apparent attempt to choke him, and Police Officer Sorrentino stepped back. § 87(2)(b) handed § 87(2)(b) to § 87(2)(b) who proceeded to use her "like a human shield," and Police Officer Sorrentino and Police Officer Rosen stopped "wrestling and grappling" with § 87(2)(b) and stepped back. No officer delivered any hand strikes or other blows toward § 87(2)(b) while he held § 87(2)(b). § 87(2)(b) stepped out of the vehicle on his own accord while carrying § 87(2)(b) and Sergeant Grajales took § 87(2)(b) from § 87(2)(b). Police Officer Sorrentino then hugged § 87(2)(b)'s legs and pinned them together, and they both fell to the ground. Police Officer Sorrentino believed his knees were on the ground, and he did not know where the other officers' knees were. Police Officer Sorrentino did not press a knee into § 87(2)(b)'s back and did not see any other officer do so. No officer grabbed § 87(2)(b) by his neck. He was unaware of § 87(2)(b) complaining that he had trouble breathing, and § 87(2)(b) did not appear to struggle for breath. Police Officer Sorrentino continued to hold § 87(2)(b)'s legs to prevent him from kicking officers. Either Police Officer Sorrentino or Police Officer Rosen handcuffed § 87(2)(b).

Police Officer Sorrentino's AIDED report (Board Review 24) indicates that he sustained a laceration to his chin that resulted from being punched by § 87(2)(b).

Police Officer Rosen § 87(2)(g) stated that § 87(2)(b) grabbed his arm when he reached inside the vehicle and shifted it into park. When he moved to the driver's side, he saw that one of § 87(2)(b)'s arms had already been cuffed. When asked whether any officer threw punches, Police Officer Rosen said he believed

Police Officer Sorrentino used “some force” to remove § 87(2)(b) from the vehicle, but he did not know exactly what Police Officer Sorrentino did. Police Officer Rosen held § 87(2)(b)’s unrestrained arm and the back of his jacket as the officers pulled him out of the car. The officers continued trying to handcuff § 87(2)(b) before bringing him down to the ground, but he continued resisting by flailing his arms. Police Officer Rosen held the back of § 87(2)(b)’s jacket to “restrain” him while other officers brought him down to the ground, and § 87(2)(b) continued to refuse to surrender his hands while he was on his stomach. Police Officer Rosen stood bent over § 87(2)(b) while an unknown officer handcuffed him.

While officers are generally prohibited from using profanities toward civilians, they may use profanities “in the context of a dynamic situation over which [they are] attempting to gain control,” but may not do so when it “[serves] no legitimate purpose but to belittle” a civilian (PD v. Pichardo, DAO DCT Case Number 2015-15012, Board Review 25).

Police Officer Armenio’s BWC footage shows that she drove the police vehicle behind § 87(2)(b)’s vehicle for over one full block with its turret lights activated before § 87(2)(b)’s car stopped in traffic behind other cars at a red light, § 87(2)(g)

§ 87(2)(b) Police Officer Sorrentino ordered § 87(2)(b) to “put the fucking car in park” after he had already ordered him to put the car in park and all of the vehicle’s occupants began screaming. Police Officer Sorrentino ordered § 87(2)(b) to “get the fuck out the car” after he had already ordered him to “get out of the car” numerous times. § 87(2)(g)

In People v. Molnar (98 N.Y.2d 328, 2002, Board Review 28), the court held that “reasonableness requires police to tailor responses (and their levels of intrusiveness) to the nature of the emergency.”

In People v. Vasquez (106 A.D.2d 327, 1984, Board Review 47) the court held that, every stop of an automobile may pose potential danger, as an objective matter, to a police officer” and that officers may take reasonable precautionary steps, such as leaning into the car window, to preserve their safety.

§ 87(2)(b) refused to pull over his vehicle as the officers’ vehicle followed him for approximately two blocks with their turret lights activated and appeared to have stopped only when the car was stuck behind other cars at a red light. § 87(2)(b) refused multiple orders to shift the vehicle into park, and then after Police Officer Rosen reached inside and shifted into park, no one exited the vehicle after Police Officer Rosen said, “Get out of the car,” twice. § 87(2)(g)

§ 87(2)(g)

Patrol Guide Procedure 221-01 (Board Review 30) states that force may be used when it is reasonable to ensure the safety of an officer, or when it is reasonable to place a person in custody or prevent escape from custody. In determining whether the use of force is reasonable, officers should consider the nature and severity of the crime/circumstances, actions taken by the subject and the duration of such actions, the immediacy of the perceived threat or harm, whether the subject is actively resisting custody or attempting to evade arrest by flight, and the presence of a hostile crowd or agitators, among other factors.

§ 87(2)(g)

§ 87(2)(g)

Allegation (F) Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Dominique Armenio used physical force against § 87(2)(b)

Allegation (G) Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Taylor Corcoran used physical force against § 87(2)(b)

§ 87(2)(b) stated that after Police Officer Sorrentino and Police Officer Rosen started hitting § 87(2)(b) an officer opened her door, and Police Officer Armenio pulled her out of the car by her arms without first ordering her out. Police Officer Armenio “dragged” and pushed § 87(2)(b) by her arms around to the front of § 87(2)(b)’s vehicle. § 87(2)(b) tried to walk along with Police Officer Armenio, but Police Officer Armenio was “tussling” her and was “doing too much and being very aggressive.” § 87(2)(b) was “thrown around” because of her small stature. Police Officer Armenio “slammed” the front of § 87(2)(b)’s body against the hood of § 87(2)(b)’s car and handcuffed one of her arms while she and Police Officer Corcoran held her against the hood. Once she saw § 87(2)(b) on the ground and heard a Taser being discharged, § 87(2)(b) yelled, “Stop! My husband! Please stop doing that!” Police Officer Armenio and Police Officer Corcoran then lifted § 87(2)(b) off the hood by her arms and pushed her to the ground. She landed on her stomach, and then the officers handcuffed her other arm.

§ 87(2)(b) stated that § 87(2)(b) asked the officers what they were doing and what he did

wrong, and the Police Officer Armenio grabbed § 87(2)(b)'s arms and pulled her out of the vehicle. He did not see the moment § 87(2)(b) was taken down to the ground, but he later saw a video of officers "dragging" § 87(2)(b) across the ground.

§ 87(2)(b) stated that § 87(2)(b) started being aggressive, and Police Officer Armenio yelled, "Shut up." § 87(2)(b) tried to explain what was going on, and Police Officer Armenio opened her door and pulled her out of the vehicle by her shoulders. § 87(2)(b) did not see § 87(2)(b) after she was pulled from the car, and she did not know what happened to § 87(2)(b) after this moment.

§ 87(2)(b) stated that as Police Officer Sorrentino punched § 87(2)(b), § 87(2)(b) said, "Don't do that! Why are you hitting him?" Police Officer Armenio opened § 87(2)(b)'s door and pulled her out of the car by her shoulder without giving her any instructions or commands. Police Officer Armenio then pushed § 87(2)(b) to the ground and handcuffed her. § 87(2)(b) did not offer physical resistance at any point.

In Police Officer Armenio's BWC footage (Board Review 06), at runtime 02:20, while Police Officer Sorrentino is ordering § 87(2)(b) out of the vehicle, Police Officer Armenio walks to the passenger side of the vehicle, where § 87(2)(b) is standing by the open front passenger door and is screaming at the officers. Police Officer Armenio grabs § 87(2)(b)'s left arm and says, "Get over here." § 87(2)(b) attempts to climb back inside the vehicle, and Police Officer Armenio pulls her out by her arm. Police Officer Armenio moves § 87(2)(b) toward the rear of the vehicle. § 87(2)(b) repeats, "Get off of me!" and Police Officer Armenio tells her to stop. Police Officer Armenio then approaches § 87(2)(b) and § 87(2)(b) follows her toward him while screaming, "Get the fuck off of him!" Police Officer Armenio pushes § 87(2)(b) back, but she continues to try to advance. Police Officer Armenio says, "I'll put you in cuffs," and appears to hold § 87(2)(b)'s arms behind her back while § 87(2)(b) appears to try to pull away from her grip. At runtime 03:20, Police Officer Armenio's BWC falls to the ground.

In Police Officer Corcoran's BWC footage (Board Review 08), at runtime 01:00, Police Officer Corcoran runs toward § 87(2)(b) and Police Officer Armenio, who is attempting to handcuff § 87(2)(b). At runtime 01:15, Police Officer Corcoran says, "I can't get this on." At runtime 01:23, § 87(2)(b) and the officers fall to the ground, but the lens is partially blocked by Police Officer Corcoran's jacket. At runtime 01:53, § 87(2)(b) is seen standing up and in handcuffs.

§ 87(2)(b)'s arrest report (Board Review 02) states that she failed to comply with police orders and was obstructing officers from attempting to place § 87(2)(b) under arrest.

Police Officer Armenio stated that Police Officer Rosen reached into the car to try to shift it into park, and § 87(2)(b) hit Police Officer Rosen and tried to grab and pull him. Police Officer Armenio walked toward § 87(2)(b)'s door and told her to stop and relax. § 87(2)(b) exited the car as Police Officer Armenio approached her door, but Police Officer Armenio did not recall whether she exited the vehicle on her own accord. § 87(2)(b) flailed her arms and was loud, angry, and irate, so Police Officer Armenio pushed her back slightly. Police Officer Armenio turned around and saw § 87(2)(b) pass § 87(2)(b) to § 87(2)(b). When Police Officer Armenio turned back around, § 87(2)(b) tried to punch her in the face and missed. Police Officer Armenio grabbed § 87(2)(b)'s arms and placed them behind her back. § 87(2)(b) continued "trying to fight" Police Officer Armenio, so Police Officer Armenio brought her down to the ground by pushing the back of her knee. § 87(2)(b) stopped fighting once she was on the ground, and Police Officer Armenio quickly handcuffed her with the assistance of Police Officer Corcoran. Police Officer Armenio did not recall whether § 87(2)(b) was ever against the hood

of § 87(2)(b)'s car.

Police Officer Corcoran stated that when she arrived at the scene, she saw Police Officer Armenio struggling to bring § 87(2)(b)'s hands behind her back. § 87(2)(b) moved around pulled her arms toward the front of her body, and Police Officer Armenio was unable to control her hands. Police Officer Armenio said, "Cuff her, cuff her," and she and Police Officer Corcoran each grabbed one of § 87(2)(b)'s arms, but they continued to struggle to bring § 87(2)(b)'s arms behind her back as § 87(2)(b) continued yelling and resisting. During the struggle, § 87(2)(b)'s chest ended up against the side of § 87(2)(b)'s car, and they all slowly slid down the side of the car and onto the ground due to § 87(2)(b)'s resistance and the officers' attempts to grab her. § 87(2)(b) landed on her shoulder and continued to move her body, and Police Officer Corcoran and Police Officer Armenio handcuffed her after struggling with her for approximately 30 seconds.

§ 87(2)(g)

Allegation (H) Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Griffin Rosen used physical force against § 87(2)(b)

§ 87(2)(b) stated that as Police Officer Sorrentino punched § 87(2)(b) while he was seated in the vehicle, she exited the vehicle with § 87(2)(b) in her arms, went around to § 87(2)(b)'s door, and said, "Don't do my son like that!" Police Officer Rosen kicked § 87(2)(b) in her left shin, resulting in a bruise, and shoved her in her left shoulder without giving any commands. § 87(2)(b) fell to the ground onto her left side and started bleeding. She did not touch any officer. § 87(2)(b) fell from § 87(2)(b)'s arms and started running away.

§ 87(2)(b) stated that while he was still seated in his car and being punched by Police Officer Sorrentino, § 87(2)(b) exited the vehicle while holding § 87(2)(b) came around the front of the vehicle to the driver's side, and said, "You can't do my son like that." § 87(2)(b) was approximately six to seven feet away from § 87(2)(b)'s door. Police Officer Rosen walked toward § 87(2)(b) and pushed her while she was still holding § 87(2)(b).

§ 87(2)(b)'s and § 87(2)(b)'s accounts were generally consistent with § 87(2)(b)'s, but § 87(2)(b) did not how § 87(2)(b)'s body reacted to being pushed, and § 87(2)(b) only recalled § 87(2)(b) being kicked and did not mention her being pushed.

Police Officer Rosen stated that as he was attempting to help Police Officer Sorrentino remove § 87(2)(b) from the vehicle, § 87(2)(b) exited the back seat with § 87(2)(b) in her hands and ran toward him. Police Officer Rosen then "gently" pushed § 87(2)(b) to the side. § 87(2)(b) then handed § 87(2)(b) to § 87(2)(b).

In Police Officer Rosen's BWC footage (Board Review 05), at runtime 02:07, Police Officer Rosen approaches § 87(2)(b) and Police Officer Sorrentino, who appear to be grappling with each other. At runtime 02:21, § 87(2)(b) runs toward Police Officer Rosen while holding § 87(2)(b) in her arms and screaming, "Fucking hell! You cannot do my son like that!" Police Officer Rosen pushes her back in her torso with his forearm. § 87(2)(b) moves back but does not fall, and § 87(2)(b) remains in her arms. Police Officer Rosen does not appear to kick § 87(2)(b).

When Police Officer Rosen pushed § 87(2)(b) back, § 87(2)(b) was carrying § 87(2)(b) and approaching § 87(2)(b) while Police Officer Sorrentino was engaged in a physical struggle with § 87(2)(b) to remove him from the vehicle. In his BWC footage, Police Officer Rosen does not appear to kick § 87(2)(b) and § 87(2)(b) remains standing after being pushed. § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

Allegation (I) Abuse of Authority: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino interfered with § 87(2)(b)'s use of a recording device.
Allegation (O) Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino used physical force against § 87(2)(b)
Allegation (P) Discourtesy: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino spoke discourteously to § 87(2)(b)
Allegation (Q) Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Steve Torres used physical force against § 87(2)(b)
Allegation (T) Force: At Cleveland Street and New Lots Avenue in Brooklyn, officers restricted § 87(2)(b)'s breathing.

§ 87(2)(b) stated that she recorded Police Officer Sorrentino punching § 87(2)(b) in the front seat with her cell phone for approximately one minute, and then Police Officer Sorrentino pushed her cell phone out of her hand, causing it to fall to the floor while still recording. Police Officer Sorrentino removed § 87(2)(b) from the vehicle, and § 87(2)(b) exited the vehicle and begged for Police Officer Sorrentino to stop choking § 87(2)(b) (see **Allegation M**). Police Officer Torres pushed § 87(2)(b) and punched her in the bridge of her nose, and then § 87(2)(b) punched Police Officer Torres in his shoulder. Police Officer Torres then repeatedly (more than five times) slammed § 87(2)(b)'s back against the car, lifted her off the ground by her sweater, and threw her down to the ground. Police Officer Torres handcuffed § 87(2)(b) and then unknown officers placed their knees on her lower back for "a couple of" seconds, restricting her breathing.

§ 87(2)(b) stated that while he was on the ground being handcuffed, § 87(2)(b) approached him and the officers and tried to keep everyone calm, and then Police Officer Torres "dragged" § 87(2)(b) away, pushed her toward the sidewalk, and placed her back against a vehicle. § 87(2)(b) later saw § 87(2)(b) on the ground while he was still on the ground, but he did not know how she fell. § 87(2)(b) stated that the officers "attacked" § 87(2)(b) but he was unable to elaborate. § 87(2)(b) made no mention of any officer knocking § 87(2)(b)'s phone out of her hand, placing knees in her back or otherwise restricted her breathing.

§ 87(2)(b) stated that after § 87(2)(b) was brought down to the ground, § 87(2)(b) said, "Don't kill my brother," and tried to pull Police Officer Sorrentino off of § 87(2)(b). Police Officer Torres then punched § 87(2)(b) in her face and tripped her, causing her to fall to the ground. Officers then "beat" § 87(2)(b) while she was on the ground.

In Police Officer Sorrentino's BWC footage (Board Review 04), at runtime 01:55, § 87(2)(b) is seen filming Police Officer Sorrentino from the back seat of the vehicle. She is holding her cell phone with the flash illuminated in the area between § 87(2)(b)'s headrest and the vehicle's B-pillar while Police Officer Sorrentino is attempting to remove § 87(2)(b) from the vehicle. At runtime 02:15, a bright light shining toward the BWC's lens appears directly in front of § 87(2)(b)'s face. The light obscures the footage, and it is unclear whether it is from § 87(2)(b)'s cell phone. Police Officer Sorrentino reaches his right hand forward in a swatting motion, and then the light disappears. At runtime 03:42, while Police Officer Sorrentino and the other officers are struggling with § 87(2)(b) outside his vehicle before he is brought down to the ground, § 87(2)(b) approaches and comes within an arm's length of them. Police Officer Sorrentino pushes § 87(2)(b) back and says, "Get out of my fucking way."

In Police Officer Torres' BWC footage (Board Review 09), at runtime 00:24, Police Officer Torres parks his police vehicle and runs toward the scene, where officers are attempting to handcuff § 87(2)(b) outside his vehicle before bringing him down to the ground. At runtime 00:39, no sound is heard, but § 87(2)(b) appears to be yelling at the officers grappling with § 87(2)(b). Police Officer Torres and § 87(2)(b) then begin to grapple with one another. He does not appear to swing at or strike § 87(2)(b). At runtime 00:45, § 87(2)(b) falls on top of the hood of a parked car, and then down to the ground onto her right side. Police Officer Torres rolls her onto her stomach, holds her down by her shoulder and brings her arms behind her back. At runtime 01:05, Police Officer Torres' left knee is seen on top of § 87(2)(b)'s lower back or buttocks while his right foot is planted on the ground. No other knee is seen on top of § 87(2)(b)'s back or diaphragm. At runtime 01:30, Police Officer Torres handcuffs § 87(2)(b) with the assistance of another officer, sits her upright, and lifts her off the ground.

During his CCRB interview, Police Officer Torres provided a video of the incident filmed by an unknown individual that he located on social media (Board Review 11). The video begins with § 87(2)(b) approaching and reaching toward a group of officers while other officers bring § 87(2)(b) down to the ground. § 87(2)(b) then moves back, but the camera is briefly blocked by another bystander. At runtime 00:04, § 87(2)(b) swings toward Police Officer Torres and appears to strike him in his left side with her right arm, and then swings at him again with her left arm. They begin grappling and fall onto the parked car, and the video ends soon thereafter.

§ 87(2)(b)'s arrest report (Board Review 02) and UF61 Complaint Report (Board Review 46) states that while Police Officer Torres was attempting to maintain scene security, § 87(2)(b) disregarded a lawful order to stay back and struck him in the face and body with a closed fist, causing swelling and pain. She then resisted arrest by flailing her arms and kicking her legs.

Police Officer Sorrentino did not believe he knocked § 87(2)(b)'s phone out of her hand. At the moment in his BWC footage when he appears to possibly knock § 87(2)(b)'s phone from her hand (runtime 02:15), he believed he was reaching for § 87(2)(b)'s shoulder but missed. He also noted that at some point in the struggle, a woman in the back seat reached forward and grabbed § 87(2)(b) and that he tried to remove her hand from § 87(2)(b) and reposition it. Police Officer Sorrentino stated that when he pushed § 87(2)(b) he was "surrounded" as the officers attempted to arrest § 87(2)(b) and thought, "Who the hell is this?" He pushed § 87(2)(b) because she needed to get back.

Police Officer Torres stated that he arrived at the scene and saw "a big fight." He approached § 87(2)(b) who was holding § 87(2)(b) in one arm while throwing punches with the other

arm. Police Officer Torres attempted to grab § 87(2)(b) from § 87(2)(b)'s arms, and then § 87(2)(b) shoved him in his chest or upper torso. Police Officer Torres pushed § 87(2)(b) so she would back up, and then § 87(2)(b) punched Police Officer Torres in his left ribs and hit him a second time somewhere in his face or upper body. Police Officer Torres grabbed § 87(2)(b) by the front of her clothing and placed her body against the hood of a parked car, and she continued to tighten up and flail her arms. Due to § 87(2)(b)'s momentum, both she and Police Officer Torres fell to the ground from the hood. § 87(2)(b) ceased her resistance, and Police Officer Torres handcuffed her while she was on her stomach. Police Officer Torres did not recall ever being on top of § 87(2)(b)'s back, but he noted this was possible "because of everything else that was going on," and he denied purposefully getting on top of § 87(2)(b)'s back.

The New York City Right to Record Act (Local Law Int. No. 721-B, Board Review 31) states, "A person may record police activities and maintain custody and control of any such recording and of any property or instruments used in such recording. Nothing in this chapter shall be construed to permit a person to engage in actions that physically interfere with an official and lawful police function." According to Administrative Guide 304-21 (Board Review 32), the right to record police action "can be limited for reasons such as the safety of officers or other members of the public, or when a violation of law is committed by the individual(s) who are observing/recording."

§ 87(2)(g)

[REDACTED]

§ 87(2)(g)

[REDACTED]

§ 87(2)(g)

[REDACTED]

Allegation (J) Offensive Language: At Cleveland Street and New Lots Avenue in Brooklyn,

Police Officer Joseph Sorrentino made remarks to § 87(2)(b) based upon the gender of § 87(2)(b)

Allegation (K) Discourtesy: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino spoke discourteously to § 87(2)(b)

Allegation (L) Force: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Joseph Sorrentino used physical force against § 87(2)(b)

§ 87(2)(b) stated that while he was seated in his vehicle, after Police Officer Sorrentino had started punching him, § 87(2)(b) jumped toward § 87(2)(b) from the back seat, and he grabbed her with his right arm while Police Officer Sorrentino continued to punch him. Police Officer Sorrentino punched § 87(2)(b) in his lip (see **Allegation D**) and then punched § 87(2)(b) in her forehead, bruising it and breaking her skin, causing it to bleed. § 87(2)(b) did not allege that any officer used any profanities or slurs toward § 87(2)(b).

§ 87(2)(b)s, § 87(2)(b)s, and § 87(2)(b)s accounts of § 87(2)(b) being punched are generally consistent with § 87(2)(b)s. None of them mentioned Police Officer Sorrentino calling § 87(2)(b) a “bitch.”

An e-mail sent from § 87(2)(b) to the Internal Affairs Bureau on March 9, 2020, contains a photograph of a mark that appears to possibly be a laceration or abrasion to § 87(2)(b)s forehead (Board Review 33, Page 8).

In Police Officer Sorrentino’s BWC footage (Board Review 04), at runtime 02:35, while Police Officer Sorrentino is attempting to remove § 87(2)(b) from the vehicle, § 87(2)(b) enters the vehicle through the front passenger door while holding § 87(2)(b) leans over § 87(2)(b) placing herself and § 87(2)(b) between the officers and § 87(2)(b) and says, “You can’t be doing him like that! Look at the baby! Look at the baby!” Police Officer Sorrentino then says, “Get out the car, bitch. Get the fuck out the fucking car.” At runtime 03:06, as Police Officer Sorrentino handcuffs § 87(2)(b)s left wrist, § 87(2)(b) appears to be attempting to take § 87(2)(b) from § 87(2)(b)s hands. Police Officer Sorrentino tells him to get out of the car, and § 87(2)(b) remains seated and tells him to let go of him. At runtime 03:17, § 87(2)(b) exits the vehicle. Neither Police Officer Sorrentino nor any other officer is seen throwing any punches while § 87(2)(b) is holding § 87(2)(b) inside the car.

§ 87(2)(b)s medical records from § 87(2)(b) indicate that she was brought to the hospital on the night of the incident by police officers, and again on § 87(2)(b), by § 87(2)(b) and § 87(2)(b) (Board Review 34). They indicate that § 87(2)(b) showed no signs of trauma or injury during either visit, and she was only diagnosed with eczema and a rash. § 87(2)(b) was “playful, happy, and in no acute distress” when she arrived at the hospital in police custody, and two physical examinations of her head found it was “normocephalic and atraumatic.” The medical records indicate that § 87(2)(b) brought § 87(2)(b) to the hospital because she “just want[ed] to get [her] checked out” after an instance of “police brutality,” and that § 87(2)(b) brought her in for “a checkup” after she was struck in the head.

Police Officer Sorrentino stated that after § 87(2)(b) was removed from the passenger seat, § 87(2)(b) “dived into” the car through the front passenger door, stuck her head past the steering wheel, and held § 87(2)(b) between § 87(2)(b) and himself. He believed § 87(2)(b) attempted to use § 87(2)(b) as a “shield” to stop the officers from removing § 87(2)(b) from the vehicle. Police Officer Sorrentino and Police Officer Rosen stopped “wrestling and grappling” § 87(2)(b) and stepped back, and § 87(2)(b) grabbed § 87(2)(b) from § 87(2)(b) and placed her wherever the officers attempted to reach for him, “like a human shield.” He

denied making any physical contact with § 87(2)(b) and stated that no officer delivered any hand strikes or other blows to § 87(2)(b) while he was holding § 87(2)(b). No officer made physical contact with § 87(2)(b) until after § 87(2)(b) was removed from the car, at which point Sergeant Grajales took her away from § 87(2)(b). At the stationhouse, the officers “wanted to check the baby out just in case something happened” and “wanted to be on the safe side” in case § 87(2)(b) was inadvertently injured at some point during the incident. When the ambulance arrived at the stationhouse, Police Officer Sorrentino noticed “a couple of concerning things” on § 87(2)(b) including an abrasion on her head that “looked like an older wound” and “definitely wasn’t from the incident,” and some dried blood on § 87(2)(b)’s jacket. After watching his BWC footage, Police Officer Sorrentino stated that he did not recall using the word “bitch” or directing any profanities toward anyone other than § 87(2)(b) but he noted, “If I did say anything, it was [due to the] frustration of the moment.”

Police Officer Rosen and Sergeant Grajales were by § 87(2)(b)’s door during this portion of the incident, and their accounts were generally consistent with Police Officer Sorrentino’s, but they did not recall observing any injuries on § 87(2)(b). Police Officer Armenio and Police Officer Corcoran stated that they were handcuffing § 87(2)(b) at this moment and were therefore not in a position to see Police Officer Sorrentino punch § 87(2)(b). Police Officer Torres did not arrive at the scene until after § 87(2)(b) was removed from his vehicle.

While officers are generally prohibited from using profanities toward civilians, they may use profanities “in the context of a dynamic situation over which [they are] attempting to gain control,” but may not do so when it “[serves] no legitimate purpose but to belittle” a civilian (PD v. Pichardo, DAO DCT Case Number 2015-15012, Board Review 25).

The NYPD is committed to “treating every citizen with compassion, courtesy, professionalism, and respect” (Patrol Guide Procedure 200-02, Board Review 35).

Administrative Guide Procedure 304-06 (Board Review 36) prohibits officers from using discourteous or disrespectful remarks regarding another person’s gender.

§ 87(2)(g)

§ 87(2)(g)

Allegation (U) Abuse of Authority: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Mohamed Eldiasty threatened § 87(2)(b) with the use of force.
Allegation (V) Abuse of Authority: At Cleveland Street and New Lots Avenue in Brooklyn, Police Officer Mohamed Eldiasty threatened § 87(2)(b) with the use of force.
Allegation (W) Force: At Cleveland Street and New Lots Avenue in Brooklyn, an officer used a non-lethal restraining device on § 87(2)(b)

Allegation (X) Force: At Cleveland Street and New Lots Avenue in Brooklyn, an officer used a non-lethal restraining device on § 87(2)(b)

§ 87(2)(b) stated that while he was handcuffed on the ground and crying for help with the officers' knees still on his back, without warning, an unknown officer deployed a Taser against him in his right side three times in rapid succession. § 87(2)(b) noted that he was not "fighting" the officers or moving his body when he was tased.

§ 87(2)(b) stated that while she and § 87(2)(b) were handcuffed on the ground with officers' knees in their backs, (an) unknown officer(s) used Tasers against both of them, but she did not know how many cycles were discharged.

§ 87(2)(b)'s account of § 87(2)(b) and § 87(2)(b) being Tased is generally consistent with § 87(2)(b)'s account.

§ 87(2)(b) heard an officer say, "Taser," but she could not see a Taser being used against § 87(2)(b) because her view was obstructed by numerous officers. She believed she heard a Taser being discharged three times in rapid succession.

In Police Officer Eldiasty's BWC footage (Board Review 10) at runtime 01:10, officers are seen handcuffing § 87(2)(b) and § 87(2)(b) on the ground. At runtime 01:24, Police Officer Eldiasty says, "Put your hands behind your back." He draws his Taser and aims it toward § 87(2)(b) who is face-down on the ground. Police Officer Eldiasty cycles the Taser, resulting in an audible crackling sound, and says, "Put your hands behind your back before you get tased." Police Officer Eldiasty then cycles the Taser again while aiming it toward § 87(2)(b). The Taser's cartridge is never fired, nor does the Taser ever make contact with § 87(2)(b)'s or § 87(2)(b)'s bodies.

Patrol Guide Procedure 221-08 (Board Review 37) states that an officer should only use a Taser against persons who are actively resisting, exhibiting active aggression, or to prevent individuals from physically injuring themselves or others actually present. When feasible, the officer should issue a verbal warning prior to discharging the Taser, and that such a warning may be used in conjunction with a laser or arc warning in order to gain voluntary compliance and prevent the need to use force.

§ 87(2)(g)
[REDACTED]

Allegation (Y) Discourtesy: At Cleveland Street and New Lots Avenue in Brooklyn, Sergeant

Jonathan Grajales spoke discourteously to § 87(2)(b)
Allegation (Z) Offensive Language: At Cleveland Street and New Lots Avenue in Brooklyn,
Sergeant Jonathan Grajales made remarks to § 87(2)(b) based upon the gender of
§ 87(2)(b)

§ 87(2)(b) stated that after she was handcuffed, she saw Sergeant Grajales holding § 87(2)(b) and said, “That’s my baby! That’s my baby!” and he responded, “You stupid bitch, you’re stupid. You caused this, you did this.” Sergeant Grajales allegedly called § 87(2)(b) and § 87(2)(b) “stupid” several times that night.

§ 87(2)(b) and § 87(2)(b) did not mention Sergeant Grajales using any profanities or slurs toward § 87(2)(b) or § 87(2)(b)

In Sergeant Grajales’ BWC footage (Board Review 07), at runtime 05:47, § 87(2)(b) says, § 87(2)(b) s] right there with this bitch-ass police officer,” and Sergeant Grajales responds, “Yeah, because you fucking stupid parents won’t come out the car. You don’t respect your little girl.” Sergeant Grajales does not use the word “bitch” at any point.

Sergeant Grajales acknowledged making the statement captured in his BWC footage. When asked why he used such language, Sergeant Grajales said he has a § 87(2)(b)-old daughter whose life he would never place “in jeopardy” by putting her in such a situation as § 87(2)(b) and § 87(2)(b) had done with § 87(2)(b). Sergeant Grajales did not recall using the word “bitch” during this incident.

§ 87(2)(g)

§ 87(2)(g)

Allegation (AA) Abuse of Authority: At Cleveland Street and New Lots Avenue in Brooklyn,
Police Officer Steve Torres sexually assaulted § 87(2)(b)
Allegation (AB) Discourtesy: At Cleveland Street and New Lots Avenue in Brooklyn, Police
Officer Steve Torres spoke discourteously to § 87(2)(b)

§ 87(2)(b) stated that after she was handcuffed and stood up, Police Officer Torres held her hand and rubbed his pelvis against her buttocks. She asked Police Officer Torres to back up, and Police Officer Torres refused, said he was “not doing shit,” told § 87(2)(b) to “shut the fuck up,” and continued to rub his pelvis against her buttocks for “a couple of seconds.” § 87(2)(b) described this as “nasty” because Police Officer Torres was “a grown man.” She told Police Officer Corcoran that she would rather be held by her because she was being sexually harassed by Police Officer Torres, and Police Officer Corcoran took § 87(2)(b) from Police Officer Torres and brought her to a police vehicle.

§ 87(2)(b) and § 87(2)(b) did not mention Police Officer Torres rubbing his pelvis against § 87(2)(b) or using profanities toward her.

In Police Officer Torres' BWC footage (Board Review 09), at runtime 01:40, Police Officer Torres lifts § 87(2)(b) off the ground and stands to her right while holding her shoulder. At runtime 01:50, § 87(2)(b) pulls away from Police Officer Torres and says, "Yo, get your hands off of me. You're sexually harassing me for no reason." Police Officer Torres' hands are not seen when § 87(2)(b) begins this statement. § 87(2)(b) appears to slightly pull away from Police Officer Torres, who moves to § 87(2)(b)'s left side, switches his grip, and holds her by her wrists. As he does this, her buttocks briefly enters the frame, and his pelvis is not against her buttocks. At no point does Police Officer Torres make any statements to the effect of "Shut the fuck up" or "I'm not doing shit," or otherwise use profanities toward § 87(2)(b). At runtime 06:14, § 87(2)(b) asks Police Officer Corcoran, "Can you hold onto me instead of him?" She does not mention anything to Police Officer Corcoran about Police Officer Torres rubbing his pelvis against her or otherwise sexually harassing her.

After reviewing this footage during his CCRB interview, Police Officer Torres stated that he held § 87(2)(b)'s right shoulder with his right hands and held her left forearm with his left hand, that he did not touch her in any other fashion, and that his pelvis did not touch § 87(2)(b). Police Officer Torres did not know what § 87(2)(b) was referring to when she said she was being sexually harassed.

None of the other officers interviewed recalled Police Officer Torres rubbing his pelvis against § 87(2)(b) or saying, "Shut the fuck up," or, "I'm not doing shit."

When § 87(2)(b) says in Police Officer Torres' BWC footage that she is being sexually harassed, Police Officer Torres is holding her shoulder and standing on her left side, and once she says this, he moves from her left side to her right side without saying anything to the effect of, "Shut the fuck up," or, "I'm not doing shit." Although Police Officer Torres' pelvis is not visible in the BWC footage, at no point does he stand so close to § 87(2)(b) that the BWC's lens is blocked by her body. These facts contradict § 87(2)(b)'s statement that Police Officer Torres held her hand and rubbed his pelvis into her buttocks for "a couple of seconds" after she told him to back up. Furthermore, although § 87(2)(b) asked Police Officer Corcoran to take her from Police Officer Torres, she did not, as she alleged in her statement, mention anything to Police Officer Corcoran about Police Officer Torres rubbing his pelvis against her or otherwise sexually harassing her. § 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

Allegation (AC) Abuse of Authority: At Cleveland Street and New Lots Avenue in Brooklyn, officers sexually humiliated § 87(2)(b)

§ 87(2)(b) stated that when the officers lifted him off the ground, his pants were down to his ankles and his "private area" was exposed, but no officer pulled his pants up before placing him inside the vehicle. He made no mention of asking any officer to pull his pants up.

In Sergeant Grajales' BWC footage (Board Review 07), at runtime 06:09, § 87(2)(b) is seen standing in handcuffs with Police Officer Rosen, with his pants below his buttocks. His undergarments, a pair of boxers or compression shorts, remain around his waist, and his sexual organs are not exposed.

In Police Officer Rosen's BWC footage (Board Review 05), at runtime 06:44, Police Officer Rosen is holding § 87(2)(b) by the open rear door of a police vehicle parked between them and the rest of the crowd. § 87(2)(b) says, "Pull up my pants, my pants falling off." Police Officer Rosen says, "Sit," and does not pull up his pants. At 06:57, § 87(2)(b) enters the back seat of the police vehicle.

In Police Officer Sorrentino's BWC footage (Board Review 04), at runtime 17:31, as Police Officer Sorrentino walks § 87(2)(b) into the PSA 2 stationhouse, § 87(2)(b) asks, "Can you pull up my pants?" He walks into the stationhouse with his pants just above his knees. At 18:12, Police Officer Sorrentino pulls up § 87(2)(b)'s pants while they are at the front desk.

Police Officer Rosen stated that after § 87(2)(b) was handcuffed, his pants were down by his thighs, but his undergarments remained in place. Police Officer Rosen attempted to pull § 87(2)(b)'s pants up, but he was unable to because everyone was "irate" and "going crazy," and § 87(2)(b) continued to yell back toward the crowd, so he instead placed § 87(2)(b) inside the police vehicle. Police Officer Rosen did not recall § 87(2)(b) asking any officer to pull his pants up. After reviewing his BWC footage, Police Officer Rosen stated that he attempted to pull up § 87(2)(b)'s pants immediately before § 87(2)(b) sat in the police vehicle at runtime 06:57.

§ 87(2)(b) alleged that his "private area" was exposed. Although his pants were down below his buttocks and his undergarments exposed following his physical struggle with the officers, at no point was any of § 87(2)(b)'s sexual organs exposed. § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

Allegation (AD) Discourtesy: At the PSA 2 stationhouse, Sergeant Jonathan Grajales spoke discourteously to § 87(2)(b)

Allegation (AE) Force: At the PSA 2 stationhouse, Police Officer Joseph Sorrentino tightly handcuffed § 87(2)(b)

Allegation (AF) Abuse of Authority: At the PSA 2 stationhouse, Sergeant Jonathan Grajales did not obtain medical treatment for § 87(2)(b)

Allegation (AG) Abuse of Authority: At the PSA 2 stationhouse, officers did not obtain medical treatment for § 87(2)(b)

§ 87(2)(b) stated that at the PSA 2 stationhouse, he complained that his handcuffs were too tight, and then Police Officer Sorrentino squeezed the handcuffs tighter. While inside a cell, § 87(2)(b) asked Police Officer Armenio and Police Officer Rosen for medical attention for pain and numbness in his arms, back, and knees. His visible injuries included a swollen arm, a bleeding knee, and swollen and burst lips. The officers refused to provide medical attention to § 87(2)(b) and Sergeant Grajales told him that he did not need medical attention.

§ 87(2)(b)'s medical records from § 87(2)(b) (Board Review 38) indicate that he visited the hospital on § 87(2)(b), for pain all over his body. He was diagnosed with multiple contusions (bruises) and an abrasion to his right knee, and he was discharged to home/self-care with ibuprofen (Motrin), muscle relaxant cyclobenzaprine (Flexeril), and bacitracin ointment.

§ 87(2)(b) stated that at the PSA 2 stationhouse, she saw an officer holding § 87(2)(b) and said her daughter did not belong at the stationhouse. Sergeant Grajales responded, “You caused this, dummy. The ACS is going to take your kids now.” (An ACS referral was ultimately made for § 87(2)(b). After they were placed in cells, § 87(2)(b) requested medical attention from unknown officers who were not at the scene of the arrests, but the officers said there was nothing wrong with her. § 87(2)(b) requested medical attention from Police Officer Armenio and other unknown officers. Neither § 87(2)(b) nor § 87(2)(b) were provided medical attention.

§ 87(2)(b)'s medical records from § 87(2)(b) (Board Review 39) indicate that she also visited the hospital on § 87(2)(b), for pain all over her body. She was diagnosed with a hip sprain and a lumbar sprain, and she was discharged to home/self-care with ibuprofen (Motrin) and muscle relaxant cyclobenzaprine (Flexeril).

Police Officer Sorrentino's and Police Officer Armenio's BWC footage (Board Review 04, 45) captures them escorting § 87(2)(b) and § 87(2)(b) respectively, into the stationhouse and ends when they are placed inside their cells. At no point in Police Officer Sorrentino's BWC footage does § 87(2)(b) complain that his handcuffs were too tight, nor does Police Officer Sorrentino appear to tighten the handcuffs. At no point in Police Officer Armenio's BWC footage does Sergeant Grajales make any statements to § 87(2)(b) akin to, “You caused this, dummy. The ACS is going to take your kids now.”

Sergeant Grajales stated that neither he nor any other officer said to § 87(2)(b) “You caused this, dummy. The ACS is going to take your kids now.” He did not recall whether § 87(2)(b) or § 87(2)(b) requested medical treatment, but he noted they were offered medical treatment, and that he did not recall whether they accepted it. Sgt. Grajales was not sure whether they ultimately received medical treatment.

Police Officer Sorrentino did not recall whether § 87(2)(b) complained the handcuffs were too tight. He did not believe he further tightened § 87(2)(b)'s handcuffs after they were already applied, but he noted that handcuffs may tighten if the person in them is struggling.

Police Officer Sorrentino, Police Officer Armenio and Police Officer Rosen did not recall § 87(2)(b) or § 87(2)(b) requesting medical attention, and Police Officer Armenio did not believe either of them was injured.

§ 87(2)(g)
§ 87(2)(g)
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§ 87(2)(g)

§ 87(2)(g)
§ 87(2)(g)
§ 87(2)(g)

§ 87(2)(b) did not know which officer she requested medical attention from, and her requests are not captured on any officer's BWC footage. § 87(2)(g)
§ 87(2)(g)
§ 87(2)(g)

Allegation (AH) Abuse of Authority: At the PSA 2 stationhouse, an officer searched § 87(2)(b)'s recording device.

Allegation (AI) Abuse of Authority: At the PSA 2 stationhouse, an officer searched § 87(2)(b)'s recording device.

Allegation (AJ) Abuse of Authority: At the PSA 2 stationhouse, an officer deleted information on § 87(2)(b)'s electronic device.

Allegation (AK) Abuse of Authority: At the PSA 2 stationhouse, an officer deleted information on § 87(2)(b)'s electronic device.

§ 87(2)(b) stated that when her cell phone was returned to her, she noticed that her multiple videos of the incident were no longer saved in her phone. § 87(2)(b) did not see any officer manipulate her phone, but she believed an officer deleted her videos. § 87(2)(b)'s phone was locked with a passcode. She did not know how the officers accessed the data on her phone, but believed they were capable of doing so. § 87(2)(b) noted that § 87(2)(b)'s recording of the incident was also deleted from § 87(2)(b)'s phone.

§ 87(2)(b)'s statement regarding these allegations was generally consistent with § 87(2)(b)'s. § 87(2)(b) and § 87(2)(b) made no mention of any officer accessing or deleting any media from anyone's cell phone.

None of the BWC footage captures any officer accessing or attempting to access the data on any civilian's cell phone.

Police Officer Armenio prepared the property vouchers for § 87(2)(b) and § 87(2)(b)'s arrests, in which she logged three different iPhones (Board Review 40). She and all the other officers interviewed denied accessing or deleting any media from anyone's cell phone or being aware of any other officer doing so.

§ 87(2)(g)
§ 87(2)(g)
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§ 87(2)(g)

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) and § 87(2)(b) have been parties (Board Review 41).
- Police Officer Joseph Sorrentino has been a member of service for seven years and has been a subject in three other CCRB complaints and three other allegations, none of which were substantiated. § 87(2)(g)
- Police Officer Griffin Rosen has been a member of service for nine years and has been a subject in eight other CCRB complaints and 12 other allegations, none of which were substantiated. § 87(2)(g)
- Police Officer Dominique Armenio has been a member of service for five years and has been a subject in two other CCRB complaints and three other allegations, none of which were substantiated. § 87(2)(g)

- Sergeant Jonathan Grajales has been a member of service for nine years and has been a subject in one other CCRB and one other allegation, which was not substantiated. § 87(2)(g)
- Police Officer Taylor Corcoran has been a member of service for four years and this is the first CCRB complaint to which she has been a subject. § 87(2)(g)
- Police Officer Steve Torres has been a member of service for six years and has been a subject in 15 other CCRB complaints and 52 other allegations, of which four were substantiated in one case.
 - 201807424 involved substantiated Stop, Threat of Force, and Discourtesy – Word allegations. The Board recommended Formalized Training, which the NYPD imposed.
 - § 87(2)(g)
- Police Officer Mohamed Eldiasty has been a member of service for eight years and has been a subject in two other CCRB complaints and two other allegations, neither of which was substantiated. § 87(2)(g)

Mediation, Civil, and Criminal Histories

- This complaint was not suitable for mediation.
- § 87(2)(b) and § 87(2)(b) each filed Notices of Claim with the City of New York claiming negligence, illegal search and seizure, excessive force, false arrest and imprisonment, malicious prosecution, and violation of civil and constitutional rights, and seeking a total of \$375,000.00 as redress (Board Review 42). 50H hearings were held on § 87(2)(b), and § 87(2)(b), and their transcripts can be found at Board Review 43.
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

Squad: 02

Investigator:	<u>JP Lozada</u>	<u>SI Jean-Paul Lozada</u>	<u>06/30/2022</u>
	Signature	Print Title & Name	Date
Squad Leader:	<u>Alexander Opoku-Agyemang</u>	<u>IM Opoku-Agyemang</u>	<u>7/13/2022</u>
	Signature	Print Title & Name	Date
Reviewer:	_____	_____	_____
	Signature	Print Title & Name	Date